

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

The A.P. Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986) Hyderabad District – Order of detention passed by the Collector & District Magistrate, Hyderabad in respect of Smt. Nethula Lalitha, W/o. Susheelkumar – Representation of Smt. Nethula Lalitha - Rejected – Orders- Issued.

GENERAL ADMINISTRATION (LAW AND ORDER.II) DEPARTMENT

G.O.Rt.No. 531

Dated 03.02.2010

Read the following:-

1. Order of detention Proc.No. B2/461/09/ESD, dated 13.11.2009 passed by the Collector & District Magistrate, Hyderabad.
2. G.O.Rt.No.5547, G.A.(L&O.II) Dept., dated 18.11.2009.
3. Representation, dated 03.12.2009 of Smt. Nethula Lalitha through the Jailor, Spl. Prison for Women, Chanchalguda, Hyderabad received on 08.12.2009.
4. G.O.Rt.No.5976, G.A.(L&O.II) Dept., dated 16.12.2009.

O R D E R:

In the order first read above, the Collector & District Magistrate, Hyderabad has passed an order detaining Smt. Nethula Lalitha, W/o. Susheel Kumar, under Act No.1 of 1986 for having repeatedly indulging in illegal possession, transportation and sale of illicitly distilled liquor in contravention of A.P. Prohibition Act, 1995. In the G.O. second read above, the Government accorded its approval in respect of the order of detention under the provisions of Sec. 3(2) of the said Act. In the G.O. fourth read above, the Government after obtaining the opinion of the Advisory Board on Preventive Detentions, confirmed the order of detention and directed that the detention of the detenu be continued for a period of 12 months from the date of her detention on 13.11.2009.

2. In the meanwhile Smt. Nethula Lalitha, the detenu, has submitted a representation third read above to Government requesting to release her by declaring the detention order as illegal and void on the following grounds:

- i. That by the order dated 13.11.2009 the C&DM, Hyderabad, passed an order detaining her under Act 1 of 1986 on the ground that she is bootlegger, within the meaning of the Act. The grounds of detention served on the detenu referred to 5 incidents.
- ii. That she has been enlarged on bail by the Hon'ble Chief Metropolitan Magistrate, Hyderabad in all the aforesaid crimes. The Court after taking into consideration of the allegations made against her, had enlarged her on bail.
- iii. That though there is no basis or legal grounds for detaining her by invoking Act 1 of 1986, the District Collector has erroneously passed the Order of Detention on 13.11.2009 and she has been in detention since more than 20 days as on the date of her representation.
- iv. That her age is 45 years and she has two sons and one daughter and her entire family is dependant on her.

(...2.)

3. After careful consideration, it is found that there are no merits in the grounds mentioned in representation for release of Smt. Nethula Lalitha, W/o. Susheel Kumar, detenu. Therefore, Government reject the request of Smt. Nethula Lalitha, W/o. Susheel Kumar, detenu for her release.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.V.PRASAD
CHIEF SECRETARY TO GOVERNMENT

To

Smt. Nethula Lalitha, W/o. Susheel Kumar, through the Superintendent, Special Prison for Women, Chanchalguda, Hyderabad.

Copy to:- The Superintendent, Special Prison for Women, Chanchalguda, Hyderabad. (He should serve the Order of the detenu immediately under proper acknowledgement and arrange to read over and explain the contents of the same in the language known to the detenu and report compliance to the Government forthwith)

The Collector & District Magistrate, Hyderabad.

The Prohibition & Excise Superintendent, Dhoolpet, Hyderabad.

Sf/sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER (SC)